blicant

van Lengerich

Serial No.

09/233,443

Group Art Unit: 1761

Filed

January 20, 1999

Examiner: E. Webman

For

ENCAPSULATION OF SENSITIVE LIQUID COMPONENTS INTO A MATRIX TO OBTAIN

DISCRETE SHELF-STABLE PARTICLES

FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STAT

Assistant Commissioner For Patents Washington, DC 20231

Sir:

The citations enumerated on the list of references cited (modified Form PTO-1449) appended hereto may be material to the patentability of the above-identified application and are therefore submitted in compliance with the duty of disclosure defined in 37 CFR 1.56. The Examiner is requested to make these citations of official record in this application by initialing the citations on the enclosed modified Form PTO-1449.

This Information Disclosure Statement Under 37 CFR 1.56 is not to be construed: 1) as an admission that the information cited is, or is considered to be material to patentability as defined in 37 CFR 1.56(b), 2) as a representation that a search has been made, 3) that additional information that may be material to the patentability of this application does not exist, or 4) that any one or more of these citations constitute prior art under 35 USC 102.

00000033 09233443 33/15/2002 CV0111 van Lengerich - Serial No. 09/233,443 Fifth Supplemental Information Disclosure Statement

Enclosed is a check in the amount of \$180.00 to cover the filing fee for the Supplemental Information Disclosure Statement.

If any other fees are due upon filing of this document, please charge our Deposit Account No. 501032.

Respectfully submitted,

Warren A. Zitlau Reg. No. 39,085 Barry I. Hollander

Reg. No. 28,566

Hollander Law Firm, P.L.C. Suite 305, 10300 Eaton Place Fairfax, Virginia 22030 (703) 383-4800

Enclosures:

Form PTO 1449 (3 sheets) Copy of each reference cited Check for \$180.00

March 7, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence dated $3/8/\nu$ is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on $3/8/\nu$.

HOLLANDER LAW FIRM, P.L.C.

Suite 305

10300 Eaton Place Fairfax, Virginia 22030

Date: 3/8/02

MAR 1 2 2002

Approve

PTO/SB/08A (08-00) use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Sifice; U.S. DÉPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

CAVE TRADE Complete if Known TACK VALLEY Substitute for form 1449A/PTO 09/233,443 **Application Number** Filing Date 01/20/1999 INFORMATION DISCLOSURE STATEMENT BY APPLICANT First Named Inventor van Lengerich Group Art Unit 1761 (use as many sheets as necessary) E. Webman **Examiner Name** of Attorney Docket Number **BVL-105** Sheet 3

Ny W	
* O	

			U.S	. PATENT DOCUMENTS			
5i.	Cito	U.S. Patent Do	cument	Name of Detentes or	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines,	
Examin er Initials*	Cite No. ¹	Number Code ²	Kind (if known)	Name of Patentee or Applicant of Cited Document		Where Relevant Passages or Relevant Figures Appear	
		5,597,416		Fuisz et al.	01-28-1997		
···-		5,683,720		Myers et al.	11-04-1997		
		5,851,553		Myers et al.	12-22-1998		
		5,023,083	Α	Dreil	06-11-1991	abstract	
		6,008,027	Α	Langner	12-28-1999	abstract-	
		6,048,551	Α	Amidon et al.	04-11-2000	abstract abstract	
		5,750,104	Α	Sipos	05-12-1998	abstract S	
		4,816,259	Α	Matthews et al.	03-28-1989	abstract A	
		5,902,617	Α	Pabst	05-11-1999	abstract 🖂 🔌	
		6,342,257 B1		Jacobson et al.	1-29-2002		
						2007	
						2002 1600/2900	
			Î			8	
·							

				FORE	IGN PATENT DOCUMEN	ΓS		
Examiner	Cite		Foreign Patent D	ocument	Name of Patentee or	Date of Publication	Pages, Columns, Lines, Where Relevant	
	No.1	Office	³ Number	Kind Code ⁵ (if known)	Applicant of Cited Document	of Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	T ⁶ .
		EP	605913	А	Oklahoma Med. Res. Found.	07-13-1994	abstract	
•		EΡ	603992	A1	University Cincinnati.	06-29-1994	abstract	
		JP	6024962	Α	Green Cross Corp.	02-01-1994	abstract	
		EP	552057	Α	UR Labs Inc.	07-21-1993	abstract	
		EP	391518	Α	Kinaform Technology Inc.	10-10-1990	abstract	
		JP	47014316	Α	Morishita Seiyaku Co. Ltd.	1972	abstract	

Date
Considered

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Burden Hour Statement:: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

¹Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Skind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Sapplicant is to place a check mark here if English language translation is attached.

ಬ

MAR 1 2 2002

Approved

PTO/SB/08A (08-00) use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Cuba	Cubathuta for farm 4440A/DTO		Ch.		lete if Known	D ₂
Substitute for form 1449A/PTO		& TRADE	Application Number	09/233,443	100x	
INF	ORMATIO	N DIS		Filing Date	01/20/1999	MAD
ST	ATEMENT	BY AF	PPLICANT	First Named Inventor	van Lengerich	75
			,	Group Art Unit	1761	Cy
(use as many sheets as necessary)				Examiner Name	E. Webman	00
heet	2	of	3	Attorney Docket Number	BVL-105	

U.S. PATENT DOCUMENTS									
Examin er Initials*	Cite No.1	U.S. Pate	ent Document	Name of Patentee or Applicant of Cited Document	Date of Publication	Pages, Columns, Lines,			
		Number Code ²	Kind (if known)		of Cited Document MM-DD-YYYY	Where Relevant Passages or Relevant Figures Appear			
						_			
	<u> </u>								

				FORE	IGN PATENT DOCUMENT	rs		
Examiner	Cite	Office	Foreign Patent D Number	ocument Kind Code⁵	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant	
Initials*	No.¹		Number	(if known)	Applicant of Cited Document	MM-DD-YYYY	Figures Appear	T⁵
		JP	1313421	Α	Aliment Kogyo KK	12-18-1989	abstract	
		wo	88/01512	Α	Enzacor Properties	03-10-1988	abstract	
		wo	00/64436	A1	CG & Assoc.	11-02-2000	abstract	
		wo	99/61002	A1	Bristol-Myers Squibb Co.	12-02-1999	abstract	
		wo	99/20745	A1	IL Yang Pharm. Co. Ltd.	04-29-1999		
		ĒΡ	33662	Α	Clinical Techn Assn.	10-11-1969	abstract	
		wo	98/50019	Α	Sage Pharm. Inc.	11-12-1998	abstract	
		wo	99/11242	A1	Biozone Lab Inc.	03-11-1999	abstract	
		wo	00/41740	A2	Dehlinger et al.	07-20-2000	abstract	
		JP	59139317	Α	Teisan Seiyaku KK	08-10-1984	abstract	
		JP	2000139372	Α	San Ken KK	05-23-2000	abstract	
		wo	99/45904	A1	Allergenics Inc.	09-16-1999	abstract	

Examiner	Date
Signature	Considered

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language translation is attached.

Burden Hour Statement:: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PTO/SB/08A (08-00)

Approved Juse through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE prijed to respond to a collection of information unless it contains a valid OMB control number.

0.4.	ii	V/DTO	TRADEM	Comp	lete if Known
Subsi	titute for form 1449/	VPIO	& TRADEM	Application Number	09/233,443
INF	ORMATIO	N DIS	CLOSURE	Filing Date	01/20/1999
ST	ATEMENT	BY AF	PPLICANT	First Named Inventor	van Lengerich
				Group Art Unit	1761
(1	use as many sh	neets as	necessary)	Examiner Name	E. Webman
Sheet	3	of	3	Attorney Docket Number	BVL-105

			U.S	S. PATENT DOCUMENTS		
	0	U.S. Pate	ent Document	N(B-44	Date of Publication	Pages, Columns, Lines,
Examin er Initials*	Cite No.1	Number Code ²	Kind (if known)	Name of Patentee or Applicant of Cited Document	of Cited Document MM-DD-YYYY	Where Relevant Passages or Relevant Figures Appear
	ļ				-	CC.
					- M	PRIVED
					10	2002
						700

				FORE	IGN PATENT DOCUMENT	S		
Examiner	Cite		Foreign Patent D	ocument	Name of Patentee or	Date of Publication	Pages, Columns, Lines, Where Relevant	
Initials*	No.1	Office	3 Number	Kind Code⁵ (if known)	Applicant of Cited Document	of Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	Τ°
		wo	98/58642	Α	Whitmire	12-30-1998	abstract	
		wo	98/35704	Α	Bone Care Int. Inc.	08-20-1998	abstract	
		wo	98/09981	Α	Wisconsin Alumni Research Foundation	03-12-1998	abstract	
		wo	98/02148	Α	Evans et al.	01-22-1998	abstract	
		wo	97/38016	Α	Eastman Chemical Co.	10-16-1997	abstract	
						_		
	 	-						

Examiner	Date	
Signature	Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language translation is attached.

Burden Hour Statement:: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.